Genl 37-08 (5-6) B & Res
Genl 10-20 (1-4)
Genl 31-18-25
Genl 120-16 (3-13)
(1-4)

G. R. S. IX-5]

Previous references.
Genl 23-17 (1-8)
LR 143 of 08-09 (K)
Genl 31-18 (7+21
LR 338-20 (1-2)
Genl 69-17 (1-2)
00-202-08

Later references.
Genl 76-22 (1-2)
Genl 68-19 (16-30)
" 115-28 (1-3)
" 9-29 (1-2)

1919

File No. 68-19

Serial Nos 1-16

(Genl)

(66)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-16.

Part B for

SUBJECT.

Mineral licenses applied for & held by Illaqi Begum and ur question of acquiring lands comprised in mining blocks held by Messrs Tata Iron & Steel Co Ltd

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WD 1888—GPB—16,826—23-7-21

G. R. S. III—1] 1919-20.

GENERAL AND REVENUE SECRETARIAT.

(Geol)

NOTES.

File No. C 10

FILE HEADING.

Mineral licenses & leases applied for & held by Meharban Khanii Begum of Dodkattur village & the existence of inamdars' to mineral rights in the village & Acquisition of lands applied for by Messrs Tata Iron & Steel Co Ltd etc

From

Meharban Khanii Begum.

No. Letr Dated 5-3-20. Received 8-3-20.

Diary No. 15520	Enclos.	Spare Copies.	Serial No. /

BRIEF ABSTRACT OF LETTER.

States that she holds a very large share in the inam village of Dodkattur and is willing to take up prospecting license to which other share holders are also agreeable but it is learnt that Govt are trying to acquire the surface rights in the village and if so, the ryots will be forced to leave the place & the inamdars will be ruined & requests that inamdars rights to minerals may be recognised in accordance with the terms of the Inam & that prospecting license over all the areas in the village which contain chrome, magnesite & other minerals may be granted to her or in the joint names of other inamdars & that licenses & leases granted to foreigners be cancelled & that no fresh licenses be granted to such people & that orders be passed for not acquiring the surface rights in the village.

NOTES AND ORDERS.

I The Dewan will be glad if the file relating to the matter is put up along with a copy of the new rules issued recently. A note on the requests preferred in the application may also be put up at a very early date

By order
(Sd.) C. R. S.
7-3-20.

Chief Secretary).

NOTES—First Sheet.

G. R. S. III-2]

General and Revenue Secretariat. | File No. 68 of 1914-21

Serial No.

2 Assistant Secretary, Minor Depts (Branch)
please put up the files if any early.
(Sd.) C. S. B. 8/2.
(Sd.) D C S

3 The petitioner requests that

I the claims of the Inamdars to mineral rights may be recognised;

II no licenses & leases may be granted to foreigners such as ~~the~~ Tata Iron & Steel co Ltd & Oakley Bowden & co & the licenses & leases already granted to them may be cancelled;

III orders may be passed that no lands in the inam village may be acquired & leased to the above named companies, and

IV licenses & leases may be granted to inamdars who are local men & are willing to spend large sums of money for the purpose.

4 As regards the first request that Inamdars claim to mineral rights may be recognized, the claim is barred by limitation under clause 3 of Section 38 of L.R. code. But the petitioner ~~prays~~ says that the delay may be condoned for the reasons ~~following~~ seem to have been that (1) no notices ~~were~~ served to any one of the Inamdars of the village & (2) mining rights granted to the Sringeri Matt long after the prescribed time.

5 The question whether any relief should be given to inamdars that failed to prefer their claims to minerals within the time prescribed by law was considered by Govt in March 1907 when the case of the Sringeri Jahgir was pending before Govt. and it was decided that

"It does not seem advisable at this distance of time to amend Section 38 of the Kanara Land

H.
L.R. 143-08.

NOTE—Contn. sheet.

General and Revenue Secretariat. | Head File No. 60 of 1919-20.

Serial No.

Revenue Code, with a view to extending the time prescribed for preferring claims to mineral rights. His Highness the Maharaja would, however, be justified, on a consideration of the historic Basis of the right in the case of the Sringeri Jahgirs, in treating that case as a special one and by a fresh grant conferring mining rights on the Matt as a matter of grace."

6 When the claim for mineral rights was preferred by Mr. Mohamad Nasiruddin Khan, one of the inamdars of the Dodkallur village (now under reference) on a previous occasion, Govt ordered that his petition presented nearly 23 years after the expiry of the time prescribed by law could not be allowed. The claims preferred by other inamdars have been similarly disposed of. It is a matter for orders whether this question may be reopened now.

T

S

D.O. 202-08

7 As regards the 2nd and 3rd requests that licenses & leases may not be granted to foreigners & those already granted may be cancelled & that no lands in the village acquired the petitioners urges that

(1) Messrs Oakley Bowden Co & the Tata Co. are foreigners whereas the inamdars are local men, whose family have been enjoying the Jahgirs for the last 150/- years;

(2) preference may be shown to local men;

(3) they are willing to spend large amount of

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat. | G. File No. 68 of 1917-20

Serial No.

capital for mineral concerns; and

(4) they can come to some agreement in regard to surface rights among themselves while they are unwilling to part with their surface rights in favour of foreigners.

8 Some mining leases have been already granted to the Tata Iron & Steel Co Ltd & Oakley Bowden Co and their leases can not be cancelled unless there is any breach of the terms of the leases granted to them.

9 In view of the obstructive attitude of the inamdars for carrying on mineral operations by the Tata Iron & Steel Co Ltd, the Director recommended that the lands might be acquired. He was thereupon requested on 17-9-1917 to take necessary action in consultation with the Deputy Commissioner Mysore District. No further communication has been received on this point. To what relief the inamdars & the mining lessees are entitled to in this respect will have to be settled in consultation with the Director.

10 As regards the last request that leases may be issued in the name of the petitioner along with some other inamdars, over such tracts in the village which are likely to yield chromite, magnesite & other minerals encouragement is usually shown to local people provided they do satisfactory work. An application received from Mr. Mohamed Nasiruddin Khan, one of the inamdars of the village, has been ordered to be republished to Govt after the issue of revised rules.

NOTE—Contn. sheet.

15520

5

G. R. S. III-2]

General and Revenue Secretariat. | Govt File No. 68 of 1919-20

Serial No.

11 The Director is of the opinion that Chromite and magnesite deposits in the Myitkyo Lake may be reserved ~~for Govt purposes~~ If the area in question is not required for reservation, the applications from the inamdars may be disposed of as the Govt deem fit.

12 All the reference files available have been put up. The office copy of the new rules for the grant of mineral licenses & oil concessions has been sent to the press for being printed. The press has been reminded to expedite the work. If approved the copy of the new rules available in the Geological office will be obtained & submitted for reference. Reference paragraphs 1 and 2 above

AHS
12-3-20.

13 The last request of the petitioner is perhaps the only one which could receive consideration in due course. He will be informed accordingly if approved.

DCS
18/3/20.

Chief Secy)

Z

14 A proof copy of the new rules is sent up for reference

15 The rules do not provide for any preferential claim in favour of occupants of land or inamdars for mineral licenses or leases

16 In practice it will lead to complications & difficulties if any such preference is recognised

NOTE—Contn. sheet.

General and Revenue Secretariat. | Geol File No. 60 of 1919-20

Serial No.

If an inamdar wishes to have prospecting rights over his inam village there is nothing to prevent him from applying for the same without delay, as such licenses are generally given to the first applicant.

17 In the present cases mineral leases & licenses over part of the inam village have already been given to Messrs Oakley Bowden & Co., & Tata Iron & Steel Co., & so long as such leases are in force no further license can be given over the same area to the inamdar or anyone else.

18 The mineral licensees have no right to disturb existing surface rights except by agreement with the owners or after acquisition by Govt in either of which cases the surface owners will be adequately compensated

19 As regards the recognition of mineral rights resting in Inamdars, the whole question has been closed, as claims were not presented within the period prescribed under sec 38 L.R. Code

20 A confidential collection has

& Nasirudin Khan (owner the inamdars)

H. S. T.

NOTE—Contn. sheet.

DO

G. R. S. III-2]

15520

7

General and Revenue Secretariat. | File No. | of 191

Serial No.

DEWAN'S OFFICE.
Recd. on APR 9 1920
Reg. No. 6972

Up containing the views of the Inamdar in the matter passed some years ago. In respect of the case cannot now be reopened.

Dewan

8/4/20

21

I do not think it is altogether ~~fair~~ right to say that the Inamdar has no preferential claim to obtain a mining lease on his lands. It will be observed that under Rule 57, the lessee of a mining lease cannot enter upon private property except with the consent of the owner, unless it is acquired by Government for the benefit of the lessee. The rule does not make it obligatory on the part of the Government to acquire the lands for the benefit of the lessee in every case of dispute between himself and the Inamdar and there is no reason why an Inamdar should not be granted a license, provided in the opinion of Government he is willing and competent to develop the mineral resources of the locality, in cases where a lease becomes infructuous owing to the disagreement of the parties. In order to avoid such contre-temps, it would be advisable to give an opportunity to Inamdars to take up a mining lease before such a right is vested in a third party.

22 The Government Advocate may be consulted.

NOTE—Contn. sheet.

13.4.20

G. R. S. III-2]

General and Revenue Secretariat.

Govt File No. 68 of 1919-20

Serial No.

23
Forwarded, with compliments, to the Government Advocate for favour of opinion.

By Order,
D C Subbarayappa,
For Chief Secretary to Govt

14/4/1920.

Rs. 200
14/4/20

293.7

R. O. 92/19-20

Ch Sec
MAY 1920

5/5/20
J. W T

24
The claim for mineral rights, not having been preferred by the Inamdars within the time allowed by law, is barred by Limitation & as this formed the Inamdar's Claim was rejected in 1917 - vide GO no G 5357 dated 9-10-17.
25 Mining leases already granted to third parties cannot now be cancelled so long as there is no breach of the terms thereof
26 If no arrangement is come to between the owners of surface rights (Inamdars) & the lessees of underground minerals & if in the opinion of Govt a Case is made out for Compulsory acquisition, Govt may under Sec 38 of the L.R. Code & Rule 57 of the rules relating to Prospecting Licenses & Mining leases, put the machinery for Compulsory acquisition under the Land Acq" Reg" into Operation No doubt the exercise of such power

Z

NOTE—Contn. sheet.

1520

G. R. S. III-2]

General and Revenue Secretariat. | Geol File No. 68 of 1919-20

Serial No.

G7

is discretionary but Govt. have in the order quoted above decide to exercise the power in favour of the lessees -

2] The question of the ~~owners~~ preferential right of the owners of surface to obtain Prospecting Licenses or Mining Leases as against third parties can only arise before the disposal of the underground rights but not thereafter - Other things remaining Equal there is nothing in law to prevent the surface owners being preferred Perhaps in many cases it may even be desirable to prefer them - For one thing such a course will tend to obviate disputes of the kind now in question arising - But there is nothing in law to compel Govt. to recognise any such preference The question however does not arise in the present case in respect of blocks over which 3rd parties have already been given Mining leases.

1-5-20

Submitted for orders
by 5/5/20 (Chief Secy) 5/5/20 (General Dewan) 30

CM 10/5/20

20 Kandans need not be surface owners in all cases - there may be tenants - Kadim & otherwise - entitled to surface rights on occupied land in main villages CM

DEWAN'S OFFICE.
Recd. on MAY 11 1920
Reg. No. 7604

Reference to previous papers

Other Depts.

NOTE—Contn. sheet.

G. R. S. III-2.

General and Revenue Secretariat. | Geol File No. 68 of 1917-20

7604

Serial No.

31 I shall be glad to have a note explaining the Prospecting Licenses and Mining Leases granted over lands in the Dodkatur Village and actually subsisting at present with the dates on which they were granted.

G

32 The order of 17th September 1917 directs the Director of Geology to furnish necessary materials to the Deputy Commissioner, Mysore, in order that he may submit a declaration statement and cannot be regarded as equivalent to an order on such a statement authorising acquisition. I fully agree with Mr. Banerji's Note in the File Geol. 23-17-168, dated 8th October 1917 as follows:-

para 29 page 13.

"License may be given to the local men in preference. If they don't work they can't get it renewed. They should not transfer their rights to others."

33 The whole question requires re-consideration.

9.6.20

34 Necessary for a note.

35 Please get copies if necessary from Geological Dept.

Big file should be readdressed

4/6/20

NOTE—Contn. sheet.

G. R. S. III-2]

1960

General and Revenue Secretariat. | Geo File No. of 191

Serial No.	
1A	From the Revenue Commissioner in Mysore C 3768 dt 15/18-5-20 forwards declaration statements for the acquisition of the surface rights of certain lands in Dodkaltur & Sindavalli villages in the Mysore Taluk which are included in the mining lease No 149 granted to Messrs Tata Iron & Steel Co Ltd & recommends that the acquisition may be sanctioned. Smt Khani Begum, a co-sharer of Dodkaltur inam village has presented a petition to this office protesting against the acquisition of the lands in question & requesting that ~~the may be~~ licences may be granted to her Her petition has been submitted to the Dewan with all connected papers. May the return of those papers be awaited? AHS 30-5-20 Yes 30/5/20 Submitted with connected papers. AHS 12-6-20

NOTE—Contn. sheet.

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18520

G. R. S. 12]

General and Revenue Secretariat. | Gen File No. 68 of 1919-20

Serial No.	
	37 The declaration statement forwarded by the Revenue Commissioner for the acquisition of the surface rights of the lands included in Mining lease no 149 granted to Messrs Tata Iron & Steel Co Ltd. is linked to this case.
	38 A draft requesting the Director to furnish the information referred to in paragraph 31 above is submitted AHS 12-6-20.
	39 Issue 12/6/20.
2	To the Director of Geology. G 27372 dt 12-6-20. Requests that a note explaining the prospecting licenses & mining leases current in the Dod Kathur village may be submitted to Govt.
Pus A	
3	From the same office No 2552 dt 16-6-20. Submits a note furnishing the information called for
	40 Submitted with reference to paragraphs 31 and 35 above. AHS 17-6-20.
	41 There are no Prospecting Licenses subsisting at present over lands in the Dod Katur village; but there are two Mining Leases actually subsisting at present and details as to the dates on which they were granted are given below:-

NOTE—Contn. sheet.

GPB—70,000—17-12-15

G. R. S. III-2]

General and Revenue Secretariat. | Gen File No. 68 of 1919-20.

Serial No.

42 The first is in respect of Magnesite and Chrome Ore in favour of Messrs. Tata Iron and Steel Company of Bombay over a block of 28 acres and 28 guntas. This was applied for on 15th July 1916 and sanctioned by Government on 23rd September 1916 and the lease was signed by the Dewan on 29th August 1917. It is in force for 30 years from the last named date

A
C
Page 2 of w/ths
Flag V
(Glos 10-17-2)

43 The second is in respect of Chrome in favour of Messrs. Oakley Bowden & Co of Madras over a block of 220 acres and 9 guntas. This was applied for on 23rd August 1918. There was some dispute between the Licensees and the Inamdars at the time and the Director of Geology even went to the length of ~~[illegible]~~ recommending to Government that the applicants might be informed that their application would be taken into consideration on their submitting to Government satisfactory evidence to show that none of the several Inamdars of the village had any objection to their entering upon the said lands for carrying on mining operations. But the reply of Government dated 14th March 1919 was to the effect that the dispute between the Licensees and the Inamdars did not affect the grant of a license or lease of underground rights and that Government were prepared to grant a Mining Lease over one of the blocks applied for by the Company. The Company then selected a block and on the

U
Page 15

U
Geol Gp-18-2

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Geol 31-18-3

NOTE—Contn. sheet.

Serial No.

Director's recommending the grant of a Mining Lease, sanction was conveyed to the grant of the lease on 8th July 1919. The Lease is reported to be under issue now and it will be in force for 30 years from the date of execution.

U

PUS II

44. In the case of neither of the above Leases have the owners of surface rights and the lessees of underground minerals come to an amicable settlement in regard to the exercising of mining rights by the lessees. It is therefore open to Government in accordance with the provisions of Rule 57 to exercise their discretion to acquire the lands for being handed over to the lessees on payment of adequate compensation to the owners of surface rights. Government have shown an inclination to acquire the lands in both the cases and Declaration Statements have already been received in the case of the first lease from the Revenue Commissioner; and in the case of the second, the Director is in correspondence with the lessees about getting the information regarding details as to the Survey Numbers &c of the lands to be acquired.

linked file

PUS II

45. The legal aspect of the case has been dealt with already in the Government Advocate's Note dated 1st May 1920 and, as stated therein, the question of preferring surface owners for the

paras 24 & 27 above

Serial No.

grant of mining leases does not arise in the present case in respect of blocks of land over which third parties have already been given mining rights

4b As regards the observations made by the First Member of Council in his Note dated 8th October 1917 in Geological File No 23-17-1, about licenses being given to the local men in preference to foreigners, reference may be invited to Dr Smeeth's report dated 20th March 1919 in Geological File No 37-18 in which he has stated that neither of the two Inamdars who applied for the grant of Mining Leases have any intention of doing any proper prospecting or mining work but wish merely to obtain a lease and allow somebody else such as Messrs. Oakley Bowden & Co. to work it on payment of so much per ton of ore or other charges The application of one of the Inamdars for the grant of a mining lease over one square mile of land in the Dod Katur village was accordingly rejected

4) There appears therefore to be hardly any possibility to cancel the existing leases and grant them in favour of the Inamdars unless there is some specific breach of the conditions of the lease as per clause 48 of the Lease Deed

I

(Chief Secretary.)

DCS 28/6/20

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat. Gen File No. 68 of 1919-20.

Serial No.

48 I beg to submit that so far as mining rights are concerned the Inamdar does not stand on any higher footing than a ryotwari owner of land. There is nothing to prevent Govt from giving mining rights to a person over ~~an~~ occupied ryotwari land the surface rights in which vest in an other person or persons. The mineral licensee has to make his own terms with the surface owners for entry on the land &c & in the last result he can apply to Govt to acquire the surface rights for him under the Land Acquisition Regulation.

49 Similarly in an inam village the surface rights on waste land may vest in the Inamdar but surface rights on other lands may belong to tenants & ryots who may have absolute property ~~subject to only~~ in every respect similar to ryots in ryotwari villages, and an Inamdar who takes out a mining license cannot enter on such occupied land without making terms with the actual owner

50 If he is not himself the licensee the Inamdar may enter into agreement with the mineral licensee for entry on the waste lands ~~for~~ vesting in him. for mining purposes

NOTE—Contn. sheet.

Serial No.

if it is only when the parties cannot come to a reasonable agreement that Govt intervention need be sought

5th If an occupier as such is considered to have a preferential claim to a ~~mining~~ mineral licensee a similar claim may be advanced by every owner of land for a license over his land, which he can exploit to his advantage by selling the license to industrialists for a considera-

6th Such a state of things will in the long run hamper mineral development by the unnecessary introduction of a third person between the fact — the owner of the mineral right — & the actual prospector or miner who directly ~~turns~~ works the mineral deposit

Subd to Dewan with refce to his note dy 9-6-20

CSX 3.7.20

1402-20 -19 7

G. R. S. III-2]

General and Revenue Secretariat. | Geol File No. 68 of 1919-20

Serial No.

53 I shall be glad if the Chief Secretary can obtain and put up copies of the Mining Rules in force in Cochin, Travancore and also Hyderabad.

16.7.20

54 Arr Hzcy Early CMy 17/7

Jne 4 16/7

55 Submitted with a draft to the Director of Geology

AHS 17-7-20.

56 Issue 17/7/20.

4 To the Director of Geology
G 8287 of 17-7-20
Requests that copies of the rules referred to above may be sent early & states that they will be returned when done with

5 From the Same Office
164 of 22-7-20.

States that copies of the rules referred to are not available in his office & requests that are or two copies of the may be supplied to him if they are arranged to be obtained through the Hon'ble the Resident.

5/ Submitted with a draft. It is a matter for orders whether two copies each of the rules may be obtained & are to be supplied to the Director for reference in his office as requested

AHS 24-7-20. by him

5 Issue 25/7/20

NOTE—Contn. sheet.

471
14[illegible]

General and Revenue Secretariat.

Geol File No. 68 of 1919-20

Serial No.	
6	To the H.A. Resident Pol 1179 27-7-20 requests that copies of mining rules in force in Cochin, Travancore etc may be obtained & sent for reference

SECRETARIAT. IV MINOR Depts: 28 JUL 1920

7	From the H.A. Resident 8670/374/1917 dt 2-10-20 forwarding copy of letter received from the H.A. Resident at Hyderabad with two copies of each of the rules for the grant of mineral leases in force in that State Ibid. 59 There does not seem to be any provision in the rules in force in Hyderabad State regarding the claims of Inamdars to mineral rights or any preferential treatment being shown to them in granting licenses or leases. May the receipt of copies of rules in force in Cochin and Travancore be awaited? AHS 13-10-20.

60 Yes
DCS
13/10/20.

CHIEF SECRETARIAT. IV MINOR Depts: 13 OCT 1920.

8	From the H.A. Resident No 7675 dt 4-11-20 forwarding copy of letter received from the Resident in Travancore & Cochin with copies of the rules for the grant of mineral leases in force in those States 61 No provision seems to have been made in the rules in force in Hyderabad, Travancore & Cochin States regarding the claims of Inamdars to mineral rights or any preferential

NOTE—Contn. sheet.

R. S. III-21

General and Revenue Secretariat.

Geol File No. 68 of 1919-21.

Serial No.

treatment being shown to them in granting mineral licences & leases. Copies of the rules received are put up.

Reference paragraph 53 above.

AHS. 19-11-20. (Chief Secy.) 24/11/20

(62) Subs. to Dewan with reference their orders of 16/7/20

Dewan 15/12

DEWAN'S OFFICE.
Recd. on DEC 16 1920
Reg. No. 4255

NOTE—Contn. sheet.

Serial No.

N. 4255.

(63) The mining rules of all States provide that no private land shall be entered upon by the licensee without the consent of the occupier. Our rules in regard to this matter are all right but the obligation imposed by this rule on the licensee will be deprived of its wholesome restriction if the lands comprised in the lease are ordered to be acquired under the Land Acquisition Regulation on the mere application of the licensee as has been done in some cases. No lands should be ordered to be acquired unless the terms of the occupier are, in the opinion of Government, unreasonable and unless the refusal is likely to unduly restrict the rights of the licensee. The rules presuppose a hearing being giver to the private owner whose lands are requested to be acquired. This should be done in the case of lands in Dodkatur Village over which the Tata Iron & Steel Company have been given a mining lease.

(64) In regard to issue of fresh licenses in inam villages, I agree with the First Member that licenses should be given to local men by preference. The prospecting license need not be renewed if they do not carry on work satisfactorily. The rule provide that there can be no transfer of rights without the approval of Government.

15-3-21

NOTE—Contn. sheet.

G. R. S. III-2.

General and Revenue Secretariat. | File No. | of 19

Serial No.

(65) The Revenue has submitted draft L.A. Notn. etc with his letter 9/18-5-20 in the file below

(66) The enquiry into collaborative may be carried out made before publishing the declaration by the 17/3 (1st Member)

67 Put up note that this is the fourth time the file 68 Has no dy. of the proceedings received by us 17/3

69 Done 21/3

70 Draft please

22/3/21.

71 Submitted into a draft as directed personally

72 Issue

29/3/21 29/30

31/3/21.

9 To The Revenue Commissioner in Mysore Letter no G 18869 dt 7.4.1921

Observes for reasons given that lands should not be ordinarily acquired unless the terms of the lease are unreasonable

NOTE—Contn. sheet.

(22

9834 /1023 8

G. R. S. III-2]

General and Revenue Secretariat. | fast File No. 68 of 1919.

Serial No.	
	and request that a hearing be given to the persons whose lands are proposed to be acquired and that a detailed report in the matter may be sent
	From memo no S 1888.70 dt 7.4.21
	To The Director Department of Geology.
	Forwards a copy of the above for information
	From
	The Director Department of Geology
	Letter no IS 70 dt 1-4-1921
	Requests early orders in the matter of the acquisition of the surface rights of the lands required by the Tata Iron and Steel Co. Ltd in the inam village of Doddakallur
	Borders have since been issued - This may be filed.
	7/4/21 7 May be kept open as the orders are not final and a report is still due
	From
	The Revenue Commissioner in Mys.
	Letter no 3768 dated 16th April 1921.
	Requests that the records and the sketch relating to the acquisition may be returned
	75 Draft returning is sub
	21/4 76 Issue
	21/4/21.

SECRETARIAT Dy. Sec. Dept. 6 APR 1921

Rev 10

NOTE—Contn. sheet.

4329 to 39

G. R. S. III-2]

General and Revenue Secretariat. | Hyb. File No. 68 of 1919.

Serial No.	
	To
11	The Revl. Commr in Mysore No. H. 20530 of 2.5.21.
Sus)	Returns the records & the sketch refd to in his letter no. C 3678/H.d 14/16.4.21.
	1 No 24589 A 15-6-21
	R. No 2532 Dy 1-11-21.
	R No 3212 Dy 2-12-21.
	R No 40438 25/1/22
77	Submitted with a D.O. reminder.
	18-3-22
	R. 4962 Dy 21-3-22
12	From the Revenue Commissioner in Mysore C. 3768/H.d 19-20 Dy 25-3-22
	Forwards copies of letters received from the Deputy Commissioner of Mysore & States for reasons given that the mining lessee maybe asked to make their own arrangements with the surface owners of lands comprised in the mining block.
79	Submitted. Reference paragraphs 63 & 68.
	5-4-22
	80 The Tata Iron & Steel company Ltd hold a mining lease no 149 over 49 acres of which 28 acres and 28 guntas of lands are in Dodkoltur Inam village. The occupants of these lands are willing to part with these lands on payment of compensation while the inamdars are not.

Para 42 above

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

Geol File No. 68 of 1919.

Serial No.

81 In the case of Sindhuvalli village the occupants are agreeable to part with the lands but the inamdars did not appear before the Sub Devision Officer, Hagari to express their opinion in the matter.

82 Unless Govt acquire the lands comprised in the mining block or the ~~surface~~ owners of surface rights are willing to part with the lands, the lessees can not carry on mining operation and consequently the terms of mining lease can not be fulfilled. Acquisition Submitting proposals for the purpose is authorised by rule 57.

24-4-19

83 In Dyavakaloor one man holds the 4 half of the village & a portion has been mortgaged. These people want to take up ploughing & prospecting work themselves

84 Sindhuvalli is an Inami village under Govt management

85 The acquisition of lands in these villages on behalf of the Company may lead to some complications Consequently the Dy Commr & the Subdivr are not in favour of having recourse to L A Rules.

28/4/19

NOTE—Contn. sheet.

(15)

Serial No.

86 Both the Revenue Commissioner & the Dy Commr state that Messrs Jalan Bros & Steel Co. may be advised to make their own arrangements with the Jemadars in carrying on work under the mining leases granted to them. It is ascertained from the Sub Divisional Offr. Commr's enquiry that the occupants of the lands are willing to part with their surface rights on reasonable terms. But the real trouble in this case comes from the Jemadars (graziers) who have all along been putting obstruction to the lessees and making unreasonable demands — vide letter of 25th August 1917 from the Director of Geology and its enclosure of Comm's letter of 7/9th August 1917 & notes in the file No 23-17 below.

87 Under Rule 57 of the Rules for the Grant of Prospecting Licenses & Mining Leases and under Sec 38 of the L. R. Code there appear to be good grounds for acquiring the lands on behalf of the Company. But whether it is expedient to do so in a Comparatively Coal like area where the rights of Jemadars & their tenants are involved is an uncertain point to be considered.

88 However if Govt are not disposed

NOTE—Contn. sheet.

G. R. S. III-2

General and Revenue Secretariat.

Geol File No. 63 of 19 14

Serial No.

Acquire the land that any Cause upon would be to determine the lease, option being given to the lessees to do so under clause 4 (g) of the lease without interfering upon the surface & claiming the liabilities referred to in that clause. In view of the fact that the Company has not been able to carry on any work in this area they may be inclined to have the lease being Cancelled. Or they may be asked to assign the leases to the Govt and an Indemnity for any Compensation if they so desire.

What about the Rights of the surface owners claiming the land as aforesaid Sharp 15/5

M.R.
30-4-22

G.L. Secy

87 Ordinarily the licensees Shd make their own arrangements with the Landowners regarding Surface rights and Govt would not be justified in interfering. But if the latter are unreasonable and obstructive Govt would be justified in Setting the machinery of the L.A. Act in motion in order that the right of the State to the Exploitation of the mineral wealth the Country may not be indirectly defeated

NOTE—Contn. sheet.

G. R. S. III-2

4357

27

General and Revenue Secretariat. | Genl File No. 38 of 1919

Serial No.

Asking for high prices for the Surrender of surface rights may not by itself be regarded as Evidence of obstruction attitude as a land owner has a right to make some profit out of the transaction But in this Case the Zamindars annoy themselves and the Ryots are Grumbling and it seems well nigh impossible for the licensees to get the matter settled without the intervention of Govt. A letter may therefore be given indicating fixing a time limit; Should the parties concerned fail to reach an understanding the L. A. Rule may be Set in motion If the licensees are not keen on Continuing the leases may be Cancelled

A

71/5

1st Member).

6484-487-90 A. I agree. I do not think there is any other alternative open.

15.5.21

I see this file need on the first time

Read
16.5.21

91

Draft Letter

NOTE—Contn. sheet.

5439
4389

20

G. R. S. III-2]

General and Revenue Secretariat. | Geol File No. 68 of 19 19.

Serial No.

92 Submitted with a draft

AHS 18.5.22

19/5

93 Secy

94

13 To The Director of Geology.
6058 Dt 9-6-22
Stating that if a notice maybe given to the parties fixing a time limit within which they are expected to come to a mutual understanding that the question of setting the L.A. Regulation in motion will be considered in case they fail to reach an understanding.

To The Revenue Officer in Mysore.
6054 Dt 9-6-22
Forwards a copy of the above.

14 From The Tata Iron & Steel Co Ltd
Pt. 871/32-7 Dt 7-6-22
Request that necessary steps maybe taken to acquire the lands comprised in mining block held by them in Doddkaltur & Ridlum villages in the Mysore Taluk.
Submitted with a draft - letter recommending that the Dy prefer be called for 17-5-22 for discussion on the spot & the Company informed that they will be addressed from Geol. Dept

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat. | Geol File No. 68 of 1919.

Serial No.	
	96 Draft proposal for approval & their orders Mby 19-6-22 Clerk
	97 may be appd. Sh 20/6. MR
7345-123 21.6.22.	Vth Member 98 Done as proposed Peel 23.6.22
	99 Issue Sh 23/6. MR
15	To The Tata Iron & Steel Co Ltd 6367 dy 27-6-22 Intg that the Director of Geology has been requested to issue a notice to the parties fixing a time limit within which they are expected to come to an understanding & if they fail to do so the question of setting up L.A. Agency in motion will would be considered
Clerk	To The Director of Geology 6368 dy 27-6-22 Forwards a copy of the above

NOTE—Contn. sheet.

30441

The Company will not be in any way liable for non-performance either in whole or in part of any contract or for any delay in performance thereof in consequence of strikes, shortage of labour, break down or accident to machinery or other accidents of whatever nature, failure on the part of the Railway Company to supply sufficient wagons to carry essential raw materials to and finished products from the Works and all causes of whatever nature beyond the Company's control.

GEN. DEPTT. 5 - JUL 1922

Geol 68-19-1

THE TATA IRON AND STEEL COMPANY, LTD.

Telegraphic Address:
"IRONCO, JAMSHEDPUR".
Codes:-
McNEILL'S, MINING, WESTINGHOUSE, A.B.C. 5TH ED. LIEBERS.

Please address reply to the Company and not to individual officers.

Jamshedpur, (Via Tatanagar B.N.Ry.)
India,

1st July, 1922. 192

Reference No. PG. 1044/32-7.

GEN. & REV. SECRETARIAT 5 JUL 1922 INDUSTRIES & COMMERCE BRANCH.

The Secretary
to the Government of His Highness
the Maharaja of Mysore,
General Department,
Bangalore.

Dear Sir,

We are in receipt of your letter No. 6367/Geol. 68-19 dated the 27th ultimo, regarding the land we have applied for at Dodkattur and Sindhuvalli villages in Mysore, for which we thank you.

Submitted for perusal.
AHS
10-7-22

Yours truly,
THE TATA IRON AND STEEL CO., LTD.,

for GENERAL MANAGER.

Dft Sub ☆

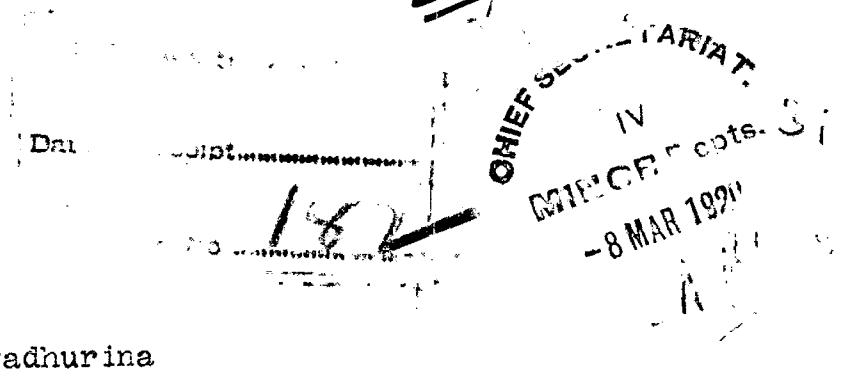
FGP/KVE.

Lodge
10/7

Gen 69-19-1

15520

Callers receipt Cpts



To

Rajasevadhurina

Sirdar M. Kantharaja Urs, B.A., C.S.I.,

Dewan of M y s o r e,

B a n g a l o r e.

The Dewan will be glad if this file relating to this matter is put up along with a copy of the New rules issued recently. A note on the requisites preserved in this application may also be put up at a very early date.

B.O

Most Respected Sir,

I beg to submit the following petition for your kind consideration:-

I. Dod-Katur, the Survamanya Jagher Village in Mysore Taluk, Mysore District, belonged to seven brothers,- Mahmood Ali Khan, Mohamed Kalimulla Khan, Mohamed Habibulla Khan, Mohamed Azizulla Khan, Mohamed Khan, Mohamed Nasirud-din Khan and Mohamed Hamidudden Khan and their mother, Hayathunisa Begum.

II. The 1st Sharer Mohamood Ali Khan's all rights have been sold to me under a registered document dated 24th October 1919. The 2nd sharer Mohamed Kali Mulla Khan's share is being enjoyed by his sons and widow. The 3rd sharer Mohamed Habibulla Khan gave away his share to his wives, Ahmed Bee and Sahib Bee under a registered deed, one of whom Ahmed Bee also purchased the rights of the 7th Sharer Mohamed Hamidudden Khan under a registered deed. Both of them, also purchased in Court sale half the rights of all the sharers including the seven brothers and their mother. Both the ladies transferred all their rights to the 5th sharer Mohamed Khan under a registered deed and the said Mohamed Khan sold all his rights to me under a registered deed dated 24th October 1919.

C Rs.

7/3/20

Chief Secretary)

Put up please

The 4th sharer Azizulla Khan has left a son Abdul Razack Khan who claims a title to the share of his father. The 5th sharer Mohamed Khan sold away his share which was only 1/16, to the wife of the 6th sharer Mohamed Nasirudden Khan, who after his wife's death has become entitled to ¼th of his deseased wife's rights. The 6th sharer Mohamed Nasirudden Khan owns 1/16 th share in the village along with what he gets out of his diseased wife's share, and also 1/5 th of 1/16th of the share of his diseased mother. The 7th sharer has, as already been said, sold away his rights, which have eventually come to me. The 8th sharer, the mother of the other sharers, is dead.

Thus Mohamed Nasirudden Khan has 29/320 th share in the village. Abdul Razack Khan has 2/16th share, Kali Mulla Khan's sons and widow have 1/16th share and my share is 251/320th share in the village.

III. This being the state of things, I learn that foreigners Messrs. Oakely Bowden & Co., and the Tata Iron and Steel Company Limited, Bombay, have applied for a mining License over certain tracts of the Jagher village and that the Government are attempting to acquire surface rights over the said tracts under Land Acquisition Act. I beg to submit that the said Companies are not entitled to a license in opposition to the claims of mine and other sharers as set forth above. The sons and widow of Kali Mulla Khan have no objection to my getting a license in my own name or in the joint names of myself and them. In fact they and myself have executed a general power of attorney to Mohamed Khan to act on our behalf. Then also Abdul Razack Khan is quite willing to a license being granted in my name or in the joint names of himself and Mohamed Khan or in the sole name of Mohamed Khan as our general Agent.

IV. I have already spent fifteen thousand rupees for the matter of acquiring the rights of other sharers as said above and I am willing and ready to expend even fifty - thousand rupees more for the purpose of prospecting and (if the prospecting proves successful) on Mining the property. For a Prospecting License or a Mining Lease, the consent of all the Jagherdars or a majority of them is necessary or the consent of the occupants of the lands is necessary. All the occupants of the lands are willing to come to some agreement with regard to their surface rights with me or with Kali Mulla Khan's heirs or with Abdul Razack Khan, and so far as I know they are not willing to part with their surface rights in favour of others.

V. The Government are trying to acquire the surface rights in the Jagher village probably under the impression that the Jagherdars of the village and the ryots of the village are fighting among themselves. As set forth above there is no such dispute or quarrel since I, the petitioner, Abdul Razack Khan and Kali Mulla Khan's heirs own nearly the whole of the Jagher and are in unison. Moreover the Government may very kindly consider the claims for the Prospecting and Mining Leases put forward by us, the subjects of this Mysore State, and more specially the claims of Jagherdars themselves in favour of whose family the Jagher was settled so long ago as nearly a century and a half ago The area of the land that comprises the leases granted to these Companies is considerably large and takes away greater portion of the village. It is mostly arable and fertile. This is given to the ryots by the Inamdars free of any consideration so that they may cultivate the land and keep it from becoming barren and they themselves remain in the village. If the land is leased to the Companies in question probably the ryots will be forced to leave the place and the

34

the Inamdars will be ruined.

VI. I also beg to bring to the kind notice of benign Government the fact that Government are contemplating to change Prospecting and Mining Rules whole-sale. I beg to submit that Government may very kindly consider this matter, that at the time when mining rights were confirmed in the case of several Jaghers, no notices seem to have been served on any of the Jagherdars of Dodkatur Survamanya Village and moreover the Government was kind enough to grant the Mining rights in Sringeri Jagher long after the time notified in the Government Gazette. I may be permitted to mention, that one of the sharers Mohamed Kali Mulla Khan was dead leaving a widow and minor children at that time. The sannads granting the Jagher of Dodkatur Village gives mining rights to the Jagherdars themselves. Under these circumstances I with the other Co-sharers humbly pray that the Government may reconsider the question and grant the Mining rights to the Jagherdars themselves.

VII. I further beg to request that under present circumstances, a license may kindly be issued in my name or in the name of Mohamed Khan or Abdul Razack Khan or jointly in the names of any two or three of them. The Prospecting License, I pray, may include all such tracts in the village which are likely to yield chrome, Magnesite and other minerals. If the license is granted we shall demarcate all such tracts over which we desire to work. After prospecting the village for one year I and other co-sharers pray that a Mining lease may be granted in our names. We further pray that in view of the circumstances above set forth the Mining Leases or Prospecting licenses given or to be given in the names of strangers may not be given and may be cancelled and immediate orders may be passed for not

35

not acquiring surface rights of this village under the provision of the Land Acquisition Act. By this act of grace the Government will not be put to any loss but I, the poor petitioner, who have already spent a large sum of money on the Jagher and who represent the well known family of not only Bakshi Raza Khan Sahib on my husband's side but also the family of the Ruling Nawab of Savanur, being his own sister, will be largely benefited by this measure.

For this act of kindness and charity on the part of Government, I shall ever pray.

I beg to remain,
Most Respected Sir,
Your most obedient servant,
and a Loyal subject of His Highness the
Maharaja of M y s o r e.

M y s o r e.
5 -3-1920.

Khan Begum.
(Signed.) Meharban Khani Begum
Sahibee of Savanur.

P.S. As I am a Ghosha Lady and as such cannot appear and present this petition in person, I beg that I may be permitted to present this petition through my Agent and uncle, Mr. Muhammad Khan.

Khan Begum.

DIARY NO. 1766

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE.

No. C. 3768/Geol. 19-20 Bangalore 15th May 1920.

FROM

K. R. Srinivasiengar, Esqr., M.A.,
Revenue Commissioner in Mysore.

31236

To
The Secretary to the Government of
His Highness the Maharaja of Mysore,
Department.

SIR,

With reference to your letter No.G.3868/Geol.23-17-2 dated the 17th September 1917 to the Director, Geological Department, I have the honour to forward herewith declaration statements in duplicate in Kannada and English received with letter No.R.O.C.5719 of 18-19 dated 18th March 1920 from the Deputy Commissioner. Mysore for the acquisition of the surface rights of certain lands in the Inam villages of Dodkattur and Sindhuvalli villages in the Mysore Taluk, which are included in the mining lease No.149 granted to Messrs Tata Iron and Steel Company Ltd., Bombay and to recommend that the acquisition may be sanctioned, the Sub Division Officer, Mysore Sub Division being authorised to take order for the acquisition. The Company for whose benefit the rights are to be acquired have agreed to bear the cost of acquisition. As Survey and Settlement have not been introduced into the Dodkattur village, the extent and boundaries have been noted in the declaration statements on the strength of information furnished by the villagers.

2. In this connection, I have to state that Khani Begum a co-sharer of the inam villages in question presented a petition to this office on 22nd April 1920, protesting against the acquisition of the

R. C. 4.

From

The *Revenue Commissioner in Mysore.*

To

Chief
The Secretary to the Government of
H. H. the Maharaja of Mysore,
~~Department.~~

Dated 15th May 1920.

Despatched 18-5-20

Received

General No. C. 3,58/20-21

Enclosure No.

SUBJECT.

Forwards for sanction declaration statements in respect of the acquisition of certain lands in the Inam villages of Dodkattur and Sindhuvalli villages in the Mysore Taluk.

---

surface rights on behalf of the company and requesting that she may be granted a prospecting license. She has been informed that she should apply to the Director of Geology in the matter of the grant of a license to her.

3. A sketch showing the lands the surface rights of which have to be acquired and the records relating to the case together with the petition of Khani Begum are herewith submitted for reference and kind return.

I have the honour to be,

S i r,

Your most obedient servant,

Revenue Commissioner.

T.K.N.

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT,
( )
the 191

Date of issue..... 12/6.....

Signed by.....

Section Geol
File No. 68-19
Serial No. 2

Confidential

No. G 27372

To The Director, Dept of Geology

Sir,

I am directed to request that a note explaining the Prospecting Licenses & Mining Leases granted over lands in the Doddkatur ~~inam~~ village in the Mysore Taluk, actually subsisting at present with the dates on which they were granted; may kindly be submitted to Govt for their information very early.

I have etc

Sd/-
12/6/20
for Chief Secy to Govt

by 12/6/20

over.

Confidential

No. 20786

Geol 68-19-3

No. 2552
SECTION One.
FILE NO
SERIAL NO
1920 From
CHIEF SECRETARY
IV
MINOR Depts
17 JUN 1920

Dated, Bangalore, 16th June 1920.

39

B. Jayaram, Esq., F.G.S.,
Director,
Mysore Geological Department.

33502

To

C.S. Balasundaram Iyer, Esq., F.G.S.,
Chief Secretary to the Government of
H.H. the Maharaja of Mysore, Bangalore.

Sir,

In compliance with your letter No.G.27372/Geol.68-19-2, dated 12th June 1920, I have the honor to forward herewith a Note regarding the prospecting licenses and mining leases subsisting at present over certain lands in the village of Dodkattur, Mysore Taluk.

I have the honor to be,

Sir,

Your most obedient servant,

B. Jayaram

Director,

Mysore Geological Department.

cvv

Note as to the prospecting licenses and mining leases actually subsisting at present over lands in the village of Dodkattur in the Mysore Taluk.

There are at present no prospecting licenses subsisting in respect of any lands in the village of Dodkattur, but (1) a mining lease No.149, dated 29th August 1917 has been granted to Messrs. The Tata Iron & Steel Co., Ltd., Fort, Bombay, for magnesite and chrome ores over a block of land which comprises 28 acres and 28 guntas in the said village of Dodkattur, and (2) another mining lease over a block comprising 220 acres and 9 guntas of land in the same village has been sanctioned for chrome in favour of Messrs. Oakley, Bowden & Co., and is now under issue, vide Government Order No.496/Geol.31-18-35, dated 9th July 1919.

The Tata Iron & Steel Co., Ltd., who hold mining lease No.149, have applied for the acquisition of the surface rights of the lands in the village of Dodkattur and the Government have ordered that necessary materials may be furnished to the Deputy Commissioner, Mysore District, to enable him to submit a declaration statement to Government, vide Chief Secretary's letter No.3868/Geol. 23-17-2, dated 17th September 1917. The information necessary for the acquisition of the land has accordingly been furnished to the Deputy Commissioner, Mysore, who it is believed has the matter on hand at present

Messrs. Oakley, Bowden & Co., have also applied for the acquisition of the lands included in their mining block and have been called upon to furnish information in regard to the survey numbers of lands to

be

41

G. R. S. 26]

Geol File No. 68-19
Serial No. 1.

Diary No. of letter replied to .....

No. 5128)

General and Revenue Secretariat
( )
, *the* 191 .

To The Director, Dept of Geology

Sir,

I am directed to request that copies of the mining rules in force in Cochin, Travancore & also Hyderabad may (kindly) be forwarded (very early) to this office ~~very early~~ if available. They will be returned when done with

I have etc

Date of issue 17/7

Signed by [illegible]

17/7/30.
Forwarding key enclosed.
17-7-30

over.

SUBJECT.

42

M. G. D. 12.

No. 164 Dated, Bangalore, 22/7/1920.

Ch Sec
29 JUL 1920

DIARY

From

B. JAYA RAM, Esquire, F.G.S.,
Director, Mysore Geological Department.

Geol. 68-19

FILE NO.

2417

To

C. S. Balasundaram Iyer, Esquire, B.A.,
Chief Secretary to the Government of His Highness the Maharaja of Mysore.

CHIEF SECRETARY'S OFFICE
IV
MINOR Depts.
23 JUL 1920

Sir,

With reference to your letter No.G.1287 Geol.,dated 17th July 1920, requesting to be furnished with copies of the mining rules in force in Cochin, Travancore and Hyderabad, I have the honour to state that the required copies are not available in this office.

2. I shall be glad to have one or two copies of them for reference in this office, if you can kindly arrange to procure them through the Honourable the Resident in Mysore.

I have the honour to be,

Sir,

Your most obedient servant,

B. Jaya Ram

Director,

Mysore Geological Department.

C.N.

G. R. S: 26]

Govt File No. 68-19
Serial No. 6

Diary No. of letter replied to .....

No. [illegible]

General and Revenue Secretariat
( )
, *the* 191 .

Date of issue [illegible] 1920

Signed by [illegible]

To

The A.A. Resident

Sir

I am directed to request the favour of your kindly obtaining ~~that~~ two copies each of the rules for the grant of mineral licenses & leases in force in Cochin, Travancore and Hyderabad States for reference of the Durbar. ~~may kindly be obtained and forwarded to this office with a bill of cost thereof if any~~

I have etc

Secy
25/7/20

Drawing Receipt

[illegible] 25/7/20

over.

SUBJECT.

Rd 1521 44 No. 4714

Series 5

MYSORE RESIDENT'S OFFICE,

Bangalore, 2nd Oct 1920.

No. 8670
374/1917.

CHIEF SECRETARIAT. Section 6. 44 MINOR Series

A copy of the marginally* noted letter, with enclosure, is forwarded, with compliments, to the Chief Secretary to the Government of H. H. the Maharaja of Mysore., in continuation of endorsement from this office No.6862, dated the 7th August 1920.

No. 1653P dated 13th September 1920, from the First Assistant Resident at Hyderabad.

for *First Assistant Resident.*

WB

R. O. 178.—R. P. B.—8 1920.—1,000.

BJ

Letter No. 1853-P., dated the 13th September 1920, from the First Assistant to the Resident at Hyderabad, to the First Assistant to the Hon'ble the Resident in Mysore.

---:0:---

With reference to your letter No. 6861, dated the 7th August 1920, I am directed to forward herewith, for the use of the Mysore Durbar, two copies each of the rules for the grant of mining licenses and leases in force in the Hyderabad State.

---:0:---

"C O P Y"

V. Menon

REGISTRAR, RESIDENT'S OFFICE.

BJ

DIARY NO: 5570-46

MYSORE RESIDENT'S OFFICE,

Bangalore, 4th November 1920

19 -*19*

Section:

File No:

Serial No:

GEN & REV SECT
4 NOV 1920
No. 9675 Encls. 4
74/1917.

A copy of the marginally* noted letter, with enclosure, is forwarded, with compliments, to the Chief Secretary to the Government of H. H. the Maharaja of Mysore. in continuation of endorsement from this office No. 8670/374-1917., dated the 2nd October 1920.

L. No. 1291/20 dated 19th October 1920, from the Resident in Travancore & Cochin.

CHIEF SECRETARIAT
IV
MINOR Depts.
4 NOV 1920

for *First Assistant Resident.*

BJ

R. O. 178.—R. P. B—8 1920.—1,000.

47

Letter L. No.1291/20., dated the 19th October 1920, from the Resident in Travancore and Cochin, Trivandrum, to the Hon'ble the Resident in Mysore, Bangalore.

---:0:---

With reference to your letter No. 6860, dated 7th August, I have the honour to forward herewith two copies of the Travancore Durbar's Mining Rules and a copy of the Cochin State Revenue Manual, appendix IV of which contains the corresponding Cochin Rules.

---:0:---

"C O P Y"

V. K. Menon

REGISTRAR, RESIDENT'S OFFICE.

BJ

31

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to 5570

Section Genl

File No. 68-19

Serial No. 9

General and Revenue Secretariat

( )

, *the* 191 .

No. G/8869

To The Rev. Comm^r
in Mysore

Date of issue 7/4/21

Signed by W Dey

Sir

With refee to the
Correspondence ending
with Your letter C 3768/
G1 9-20 dtd 15th Mar. 20
forwarding declaration
Statements for the acqui-
sition of surface rights
over certain lands in the
Inam villages of Dodda

over.

and Sudhuralli in the
Nipane Taluk which
are included in the
Mining lease granted
to Messrs Tata Iron & Steel
Co. Ltd Bombay and stating
that one Khani Begum
a cultivator in the Nani
village has presented a
petition on 22.4.20
protesting against the
acquisition of the surface
rights (in question)
to observe as follows
That Mining rules provide
that no private land
shall be entered upon by
the licensee without the
consent of the occupier
& the obligations imposed
by these rules on the
licensee will be deprived
of [illegible] wholesome restriction
of the lands comprised in the

List of enclosures.

Copied by

Examined by

G. R. S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

lease are ordered to
be acquired under the
Land Acquisition Regn
on the more application of
the licensee. (It is therefore necessary that No lands
should be ordered to
be acquired unless
the terms of the occupier
are in the opinion of
Govt unreasonable
and unless the refusal
is likely to unduly restrict
the rights of the licensee
The rules prescribe
a hearing being given
to the private owner
whose lands are re
quired to be acquired.
In the licenses
should be given as
far as possible
to local men by
preference. The prospect
ing licence need not

GPB—12,000—15-2-13.

be renewed if they do not carry on work satisfactorily & the rules provide that there can be no transfer of rights without the approval of Govt.

I am directed to state that under the circumstances the Dy Comr Mysore Dist: may be requested to give a hearing in consultation with the Director, Dept of Geology & Khani Began and enquire whether she is agreeable to take up the leases as per rules. An Engrs is required

In the light of the above observations, I am directed to request you to be so good as to arrange for the owners of the lands in question being given a hearing and send up a detailed report to Govt. to enable them to judge whether the terms of the occupiers are really unreasonable and whether it is really necessary to order acquisition proceedings in respect of the lands in question.

I have etc

38/3/21.

for Chief Secy to Govt

No 69/20/1/24

Copy of this is forwarded to the Director Dept of Geology for information

Rs 1887.0.0 77

B O

for Chief Secy to Govt

10238 52

68613

From

K.R. Srinivasiengar, Esq., M.A.,

Revenue Commissioner in Mysore.

To

The Chief Secretary to the Government of His Highness the Maharaja of Mysore.

Dated 14th April 1921.

Despatched.

Received.

No.

Enclosure No.

Subject.

Re the acquisition of surface rights over certain lands in the inam villages of Doddakathur and Sindhuvalli, Mysore Taluk.

Section:
File No:
Serial No:
GEN & REV.
18 APR 1921
SECRETARIAT.
CR Deptt.
18 APR 1921

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE.

No. C. 3768/Rg&19-20 *Bangalore,* 14th April 1921.

Gcol 68-19-9

FROM

K.R. Srinivasiengar, Esq., M.A.,

Revenue Commissioner in Mysore.

To

Chief

The Secretary to the Government of
His Highness the Maharaja of Mysore.
~~Department~~

SIR,

Referring to your letter No.G.18869/Gol.68-19-9 dated 7th April 1921 in the matter of the acquisition of surface rights over certain lands in the inam villages of Doddakathur and Sindhuvalli, Mysore Taluk, I have the honour to state that the connected records and the sketch sent with my letter No.C.3768/ dated 18th May 1920 have not been returned and to request that they may be forwarded early.

I have the honour to be,

S i r,

Your most obedient servant,

Revenue Commissioner.

B.R.

G. R. S. VI—G/32] 22/4

SUBJECT.....

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Diary No. of letter replied to.....

General and Revenue Secretariat

( )

, *the* 191

Date of issue 2/5/7

Signed by Mr Dcs

Section Genl
File No. 63-19
Serial No. 18

No. G 20530 Genl

To. The Revenue Commissioner in Mysore Bangalore

Sir,

As requested in your letter No C 3768/Gl 19-20 dated 14/16th April 1921 I am directed to ~~forward~~ return herewith the records and the sketch relating to the acquisition of Surface Rights over certain lands in the Inam villages of Dodda Kattur & Sindhuvalli Mysore forwarded with your letter No C 3768 dated 18. 5. 1920 ~~3687~~

I have te

Dcs 21/4/21
for Chief Sec

AR 21/6

Gl

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE.

C No. 3768/Gpl 19-20

Bangalore, 22nd March 1922.

Gpl 68-19-12

FROM

K.R. Srinivasiengar, Esq., M.A.,
Revenue Commissioner in Mysore.

GEN. SECY.
27 MAR 1922
GEN & REV. SECRETARIAT
27 MAR 1922
INDUSTRIES & COMMERCE BRANCH.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Department.

SIR,

With reference to your letter No.G.18869/Gpl 68-19-9 dated the 7th April 1921, calling for a detailed report re the acquisition of the surface rights over certain lands in the Inam villages of Doddakathur and Sindhuvalli in the Mysore Taluk, which are included in the Mining lease granted to Messrs. Tata Iron & Steel Company., Ltd., I have the honour to forward herewith copy of letter No.R.O.C.5719/Rev.18-19 dated the 1st instant together with its enclosures, from the Deputy Commissioner, Mysore District, reporting the result of the enquiry made by the Sub Division Officer in the matter and stating that in the circumstances reported by the Sub Division Officer, the Company may be advised to make their own arrangements with the Inamdars

2. If any further information is required from the Deputy Commissioner, I beg to suggest that he may be addressed direct in the matter in accordance with the directions contained in Government Order No.R.541-602/L.R.338-20-2 dated the 27th J 1921 according to which only proposals for the acquisition of lands required by the Revenue Department have to be sent up by

Dep...

R. C. 4.

FROM

K.R. Srinivasiengar, Esq., M.A.,

Revenue Commissioner in Mysore

To Chief

The Secretary to the Government of
H. H. the Maharaja of Mysore,
~~*Department*~~

Dated 22nd March 1922.

Despatched

Received

General No.

Enclosure No.

SUBJECT.

Re the acquisition of the Surface rights over certain lands in the Inam villages of Doddakathur and Sindhuvalli in the Mysore Taluk.

Deputy Commissioner through this office.

I have the honour to be,

Sir,

Your most obedient servant,

Assistant Commissioner,
For Revenue Commissioner,
Absent from the station.

BR.

Letter No.R.O.C.5719/Rev.18-19 dated 1st/3rd March 1922 from the Deputy Commissioner, Mysore District, to the Revenue Commissioner in Mysore, Bangalore.

With reference to your Memo No.C.3768/G1.19-20 dated 9th May 1921, calling for further particulars in re the acquisition of the Surface Rights over certain lands in the Inam villages of Doddakatur and Sindhuvalli in the Mysore Taluk, I have the honour to forward herewith copies of letters Nos.D(2).Dis.6 of 21-22 and D(2).Dis.53 of 21-22 dated 1st Septmber 1921 and 20th February 1922 respectively, from the Sub Division Officer, Mysore, for information.

2. It will be seen from the above that the occupants of the lands in the Inam village of Doddakatur are agreeable while the Inamdars are not. The Sub Division Officer therefore suggests that it would be better to leave the Company to make their own arrangements to buy up from such of the owners as are willing to part with their lands by private sale.

3. The Inam village of Sindhuvalli is under the management of Government for the repayment of a loan sanctioned by Government in favour of the Inamdars. The Sub Division Officer, Mysore, issued notices to the proprietors Messrs. Nanjaraj Urs, Devaraj Urs and Balaraj Urs. The notices were served on Messrs. Devaraj Urs, and Balaraj Urs.

4. Mr. Balaraj Urs desired for an adjournment of the enquiry till the 25th February 1922 and Mr.Devaraj Urs pleaded inability to attend owing to an operation on his leg. Mr. Balaraj Urs did not appear before the Sub Division Officer even on the day fixed. He seems to have again urged for an adjournment till the end of April 1922. Under the circumstances, the Company may be advised to make their own arrangements with the Inamdars or occupiers to acquire the surface rights over the

P.T.O.

51?

lands in question by private negotiation. The connected records are enclosed.

" C o p y "

24/3/22

For Revenue Commissioner.

B.R.

Letter No.D2.Dis.6/21&22 dated 1st September 1921, from the Assistant Commissioner, Mysore Sub Division, Mysore, to the Deputy Commissioner, Mysore District, Mysore.

With reference to your R.O.C.5719/18-19 dated 26/28th May 1921, forwarding the records relating to the acquisition of lands in the Inam villages of Doddakatoor and Sindhuvalli and directing me to inquire from the owners of their objection if any, regarding this and sent up a detailed report, I have the honor to state as follows:-

As directed in the Chief Secretary's letter No.G.18869/ Gol.68-19-9 dated 7th April 1921 notices were issued to the occupiers of lands in both the villages and to the marginally noted Jahagirdars of Inam Doddakatoor.

The several occupiers of lands in Doddakatoor stated that their lands may be taken up on payment of compensation, the price ranging from Rs.100/- to Rs.200/- per acre. They wanted in the alternative that an annual crop compensation of Rs.50/- per acre being given to them

Of the Jaghirdars Abdul Razak, Mahomed Khan and Khana Begum have given statements to the effect that the object for which the acquisition is to be made and the details of the several survey numbers of the village that are wanted may be given and pray that the copies of the correspondence may be granted to them. These have not taken any steps to obtain the information required and file their final replies. From the talk I had with them they were not in favour of the acquisition of the Tata Iron Company as they are ready to prospect the Gudo and work them, but one of the Jaghirdars themselves ~~are~~ Mahomed Nasiruddin Khan states that he owns half of the village and he is unwilling to part with the lands and that the village is unsurveyed and unenfranchised etc., and says that he has himself been trying to get a license to prospect them.

The several occupiers of land in Bindhuvalli stated that the lands may be acquired on payment of Rs.150/- per acre, or that it may be taken on lease of Rs.100/- per acre per annum. As this village is under the Government management, you, as the Deputy Commissioner may pass such orders regarding unoccupied lands included in the acquiring area as you deem fit.

Mr. Purushothamanandagiri Gosai stated that he is a mortgagee of a portion of Doddakatoor village, and that he is willing to work out the mines and that he has applied for a license.

In these circumstances, I am not in favour of the acquisition of the rights of the said lands for a private company under the Land Acquisition Regulation. It is quite open to the Tata Steel and Iron Company, Bombay to buy up the lands from such of the owners as are willing to part with them by private sale.

The vernacular records received with the Memo under reference and the statements recorded during my enquiry accompany

---

"Copy"

P Ramaswamy Iyengar

For Deputy Commissioner,
Mysore District

Letter No.D2.Dis.53 of 21-22 dated 20th February 1922 from the Assistant Commissioner, Mysore Sub Division, to the Deputy Commissioner, Mysore District

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Adverting to your Memo No.R.O.C. 5719/18-19 dated 9th February 1922, calling for a report regarding the acquisition of the surface rights over certain lands in the Inam villages of Dodkatur and Sindhuvalli, Mysore Taluk, on or before the 20th instant and in continuation of my report No.D2.Dis.6/21-22 dated 1st September 1921 giving my opinion with reference to the statements recorded by me of persons interested other than Messrs Nanjaraj Urs, Devaraj Urs and Balaraj Urs, I have the honor to state that the Notices were served on Messrs Devaraj Urs and P.N. Balaraj Urs.

Mr. Balaraj Urs desires an adjournment till the 25th instant on the ground that he has to attend to court work and could not come over here earlier than that date. Mr. Devaraj Urs prays for an adjournment for a month, as he is unable to get up from the bed owing to an operation on his leg.

In these circumstances the entire records are herewith returned for favour of orders.

"Copy"

For Deputy Commissioner,

Mysore District.

62

G. R. S. VI—G/32]

SUBJECT.....

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*Diary No. of letter replied to*_____

General and Revenue Secretariat

( )

, *the* 191 .

Date of issue 9-6-1922.

Signed by Mr. S. N. M.

Section Geol

File No. 68-19

Serial No 13

No. 6053

To The Director, Dept of Geology.

Sir,

With reference to correspondence ending with your letter no 1570 D, 1-4-1921 regarding the acquisition of certain lands in the main villages of Doddkallur and Sindhuvalli in the Mysore Taluk required by the Tata Iron & Steel Company Ltd for mining magnesite and chrome under their mining lease no 149, I am directed to state that if the company is keen on continuing the lease a notice may be given to the parties concerned fixing a time-limit within which they will be

over. P.T.O.

8/5/22

expected to come to a workable understanding and if they fail to reach an understanding within the time fixed the question of ~~setting~~ the Land Acquisition Regulation in motion may be considered

Messrs Tatas may also be informed that if for any reason they are not keen on continuing the leases they would be given the option of terminating them under clause 49 of the lease.

I have etc

[illegible] 1915 for Secy to Govt of India

Memo. No C 54 dt. 9-6-22

Sd/- [illegible]

Copy of the above together with all the records, is forwarded with compliments to the Revenue Commissioner of Bombay with reference to correspondence ending with his letter no C 3768 dt 25-3-22.

By order

[illegible] 1915 for Secy to Govt of India

List of enclosures

Copied by

Examined by

The Company will not be in any way liable for non-performance either in whole or in part of any contract or for any delay in performance thereof in consequence of strikes, shortage of labour, break down or accident to machinery or other accidents of whatever nature, failure on the part of the Railway Company to supply sufficient wagons to carry essential raw materials to and finished products from the Works and all causes of whatever nature beyond the Company's control.

Wy Lo 5639.64
12-6-22
Gr.43.19-1

THE TATA IRON AND STEEL COMPANY, LTD.

Telegraphic Address:
"IRONCO, SAKCHI"
Codes:-
McNEILL'S, MINING, WESTINGHOUSE, A.B.C. 5TH ED. LIEBERS.

Please address reply to the Company and not to individual officers.

6540

Jamshedpur, Via Tatanagar
~~Sakchi~~ B.N.Ry.
India.

Reference No PG. 871/32-7.

7th June, 1922.

SEC. & REV. DEPT. 12 JUN 1922

The Chief Secretary
to Government of Mysore,
Bangalore.

Dear Sir,

We have applied to the Deputy Commissioner of Mysore and to the Revenue Commissioner for the acquisition of surface rights over certain lands in Dodkattur and Sindhuvalli villages, as shown in the enclosed blue prints. We hold the Mining Rights for Magnesite for these areas, but are not permitted to work them until the surface rights are acquired. Negotiations for this land acquisition have been going on for three years and we are now informed by the Revenue Commissioner that the Inamdars are against the proposed acquisition and that we must make application direct to you in order that this land may be acquired. We therefore request that you will take the necessary steps to enable us to quarry this land in accordance with the terms of the lease.

Yours truly,
THE TATA IRON & STEEL CO.,LTD.

Encl. mps 319.

FGP/KVE.

GENERAL MANAGER.

G. R. S. VI—G/32]

SUBJECT.....

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Diary No. of letter replied to 5439

General and Revenue Secretariat

( )

, *the* 191 .

Date of issue 27. 6. 1922

Signed by Mr M. V. R Rao

P 06

Section Geol

File No. 68-19

Serial No. 15

No. 6367

To The Tata Iron & Steel Co Ltd
Jamshedpur via
Tatanagar
B. N. Railway
India

Gentlemen,

With reference to your letter no
PA. 871/32-7 dt 7-6-22 requesting
that necessary action may be taken to
acquire the lands enquired in the mining
block held by you in Dod Kattur &
Susdivalli villages in Mysore Taluk,
State Mad,
I am directed to ~~forward herewith~~
copy of letter no 6053/Geol 68-19-A
9-6-1922 addressed to the Director of
Geology has been requested
~~requesting~~ ~~him~~ to issue a

over.

P 4

notice to the parties concerned fixing a time limit within which they will be expected to come to a ~~mutual~~ understanding & if they fail to ~~reach an understanding~~ do so within the time so fixed the question of letting the Land Requisition Regulation in motion ~~will~~ would ~~may~~ be considered. The Director of Geology will communicate to you further in the matter shortly etc

with your ~~in Ref~~ the matter & your proceedings in this under the mining leases granted to you

MR 19.6.22

F 36 8/Geol: Attempt to get Geology 27.6.22

Copy forwarded with compliments to the Director of Geology for needful & early action

MR 12/6

Plus 23.6.22

List of enclosures.

Copied by

Examined by